

CFW

PATENT

I hereby certify that on the date specified below, this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date

May 3, 2005

Carolyn L. Ross

*Carolyn L. Ross*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/805,118                      Confirmation No. : 8507  
Applicant : Vishnu K. Agarwal  
Filed : March 19, 2004                      Attorney Docket No.: 501082.18  
Art Unit : 2815                      Customer No. : 27,076  
Examiner : Jesse A. Fenty  
Title : DEVICE AND METHOD FOR PROTECTING AGAINST OXIDATION OF A  
CONDUCTIVE LAYER IN SAID DEVICE

**TERMINAL DISCLAIMER**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I, Marcus Simon, represent that I am the attorney of record for the above-identified application. Micron Technology, Inc. ("Micron"), a corporation of the State of Delaware having a place of business at 8000 South Federal Way, Boise, Idaho 83716-9632, is the assignee and owner of the entire 100 percent interest in the instant application. Documentary evidence of chain of title from the original owner to Micron has been filed with and recorded by the United States Patent Office at Reel 9611, Frame 0494.

Micron hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of U.S. patent that issues from U.S. Patent Application No. 09/652,994, filed on August 31, 2000, entitled DEVICE AND METHOD FOR PROTECTING AGAINST OXIDATION OF A CONDUCTIVE LAYER IN SAID DEVICE, and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period as legal title thereto and to the U.S. patent issuing from Application No. 09/652,994 is commonly owned. This agreement is to run with any patent

granted on the above-identified application and is to be binding upon the grantees, his successors and assigns.

No disclaimer is made for any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of U.S. Patent Application No. 09/652,994 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims canceled by a re-examination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The undersigned represents that he is an attorney of record for Micron and has the authority to execute this document on behalf of Micron. The undersigned further declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that the making of willfully false statements and the like is punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and may jeopardize the validity of any patent issuing from this patent application.

Respectfully submitted,

DORSEY & WHITNEY LLP

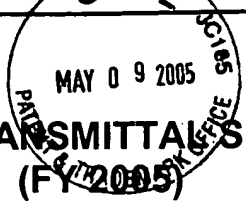


Marcus Simon  
Registration No. 50,258

Enclosures:

Postcard  
Check

1420 Fifth Avenue, Suite 3400  
Seattle, Washington 98101  
Tel: (206) 903-8800  
Fax: (206) 903-8820

<p>Effective on 12/08/04</p> <div style="text-align: center;">  <p><b>FEE TRANSMITTAL SHEET</b> (FY 2005)</p> </div>		<p style="text-align: center;"><b>Complete if Known</b></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td>Application No.</td><td>10/805,118</td></tr> <tr><td>Filing Date</td><td>March 19, 2004</td></tr> <tr><td>First Inventor</td><td>Vishnu K. Agarwal</td></tr> <tr><td>Group Art Unit</td><td>2815</td></tr> <tr><td>Examiner Name</td><td>Jesse A. Fenty</td></tr> <tr><td>Atty. Docket Number</td><td>501082.18</td></tr> </table>		Application No.	10/805,118	Filing Date	March 19, 2004	First Inventor	Vishnu K. Agarwal	Group Art Unit	2815	Examiner Name	Jesse A. Fenty	Atty. Docket Number	501082.18																																																																																												
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<input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fee required under 37 C.F.R. §§ 1.16 and 1.17 and 1.136(a)(3) and credit any over payments to Deposit Account No. <b>50-1266</b> ; Deposit Account Name: <b>DORSEY &amp; WHITNEY LLP</b> .  <input checked="" type="checkbox"/> Check Enclosed.		<p style="text-align: center;"><b>3. ADDITIONAL FEES</b></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 10%;">Large Entity Fee</th> <th style="width: 10%;">Small Entity Fee</th> <th style="width: 60%;">Fee Description</th> <th style="width: 20%;">Fee paid</th> </tr> </thead> <tbody> <tr><td>50</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td>\$</td></tr> <tr><td>130</td><td>65</td><td>Surcharge - Late nonprovisional filing fee or oath</td><td>\$</td></tr> <tr><td>180</td><td>180</td><td>Submission of IDS</td><td>\$</td></tr> <tr><td>40</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td>\$</td></tr> <tr><td>120</td><td>60</td><td>Extension for reply within first month</td><td>\$</td></tr> <tr><td>450</td><td>225</td><td>Extension for reply within second month</td><td>\$</td></tr> <tr><td>1,020</td><td>510</td><td>Extension for reply within third month</td><td>\$</td></tr> <tr><td>1,590</td><td>795</td><td>Extension for reply within fourth month</td><td>\$</td></tr> <tr><td>2,160</td><td>1,080</td><td>Extension for reply within fifth month</td><td>\$</td></tr> <tr><td>790</td><td>395</td><td>Submission After Final 1.129</td><td>\$</td></tr> <tr><td>500</td><td>250</td><td>Notice of Appeal</td><td>\$</td></tr> <tr><td>500</td><td>250</td><td>Filing a brief in support of an appeal</td><td>\$</td></tr> <tr><td>1,000</td><td>500</td><td>Request for oral hearing</td><td>\$</td></tr> <tr><td>130</td><td>65</td><td>Terminal Disclaimer Fee</td><td>\$130</td></tr> <tr><td>800</td><td>400</td><td>Design Issue Fee</td><td>\$</td></tr> <tr><td>790</td><td>395</td><td>Request for Continued Examination (RCE)</td><td>\$</td></tr> <tr><td>130</td><td></td><td>Request for voluntary publication or republication</td><td>\$</td></tr> <tr><td>500</td><td>250</td><td>Petition to Revive - unavoidable</td><td>\$</td></tr> <tr><td>1,500</td><td>750</td><td>Petition to Revive - unintentional</td><td>\$</td></tr> <tr><td>200</td><td></td><td>Filing for patent term adjustment</td><td>\$</td></tr> <tr><td>400</td><td></td><td>Request for reinstatement of term reduced</td><td>\$</td></tr> <tr><td>1,120</td><td></td><td>Extension of term of patent</td><td>\$</td></tr> <tr><td colspan="3">OTHER FEE (specify)</td><td>\$</td></tr> <tr><td colspan="3" style="text-align: right;"><b>Subtotal (Additional Fees)</b></td><td><b>\$130</b></td></tr> <tr><td colspan="3" style="text-align: right;"><b>Total Amount of Payment:</b></td><td><b>\$130</b></td></tr> </tbody> </table>		Large Entity Fee	Small Entity Fee	Fee Description	Fee paid	50	25	Surcharge - late provisional filing fee or cover sheet	\$	130	65	Surcharge - Late nonprovisional filing fee or oath	\$	180	180	Submission of IDS	\$	40	40	Recording each patent assignment per property (times number of properties)	\$	120	60	Extension for reply within first month	\$	450	225	Extension for reply within second month	\$	1,020	510	Extension for reply within third month	\$	1,590	795	Extension for reply within fourth month	\$	2,160	1,080	Extension for reply within fifth month	\$	790	395	Submission After Final 1.129	\$	500	250	Notice of Appeal	\$	500	250	Filing a brief in support of an appeal	\$	1,000	500	Request for oral hearing	\$	130	65	Terminal Disclaimer Fee	\$130	800	400	Design Issue Fee	\$	790	395	Request for Continued Examination (RCE)	\$	130		Request for voluntary publication or republication	\$	500	250	Petition to Revive - unavoidable	\$	1,500	750	Petition to Revive - unintentional	\$	200		Filing for patent term adjustment	\$	400		Request for reinstatement of term reduced	\$	1,120		Extension of term of patent	\$	OTHER FEE (specify)			\$	<b>Subtotal (Additional Fees)</b>			<b>\$130</b>	<b>Total Amount of Payment:</b>			<b>\$130</b>
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CUSTOMER NUMBER	DORSEY & WHITNEY LLP	1420 Fifth Avenue, Suite 3400 Seattle, WA 98101-4010 (206) 903-8800 phone / (206) 903-8820 fax																																																																																																									
Name: Marcus Simon		Reg. No.: 50,258																																																																																																									
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